

Department of Veterans Affairs

§ 21.140

under Chapter 31 is subject to the same requirements for satisfactory pursuit and completion of the course as are other veterans taking the course unless a longer period is needed because of the veteran's reduced work tolerance.

(Authority: 38 U.S.C. 3104(a)(7))

(b) *Review course.* A veteran who has completed a course of training under Chapter 31 may pursue a review course, such as a bar review course, if it is specifically organized and conducted as a review course.

(Authority: 38 U.S.C. 3104(a)(7))

(c) *Auditing a subject.* Auditing, as defined in § 21.4200(i), may not be authorized as a part of any rehabilitation plan. However, if an individual repeats a course under the conditions described in paragraph (a) of this section, the course shall not be considered an audited course, if pursued in the same manner as a subject offered for credit. The individual must meet the same requirements as other students, and not be a mere listener.

(Authority: 38 U.S.C. 3680(a))

§ 21.134 Limitation on flight training.

Flight Training approved under chapter 31 may only be authorized in degree curriculums in the field of aviation that include required flight training. This type of training is otherwise subject to the same limitations as are applicable to flight training under Chapter 30.

(Authority: 38 U.S.C. 3680A(b))

[57 FR 57108, Dec. 3, 1992]

SPECIAL REHABILITATION SERVICES

§ 21.140 Evaluation and improvement of rehabilitation potential.

(a) *General.* The purposes of these services are to:

- (1) Evaluate if the veteran:
 - (i) Has an employment handicap;
 - (ii) Has a serious employment handicap; and
 - (iii) Is reasonably feasible for a vocational goal or an independent living goal.
- (2) Provide a basis for planning:

- (i) A program of services and assistance to improve the veteran's potential for vocational rehabilitation or independent living;

- (ii) A suitable vocational rehabilitation program; or

- (iii) A suitable independent living program.

- (3) Reevaluate the vocational rehabilitation or independent living potential of a veteran participating in a rehabilitation program under Chapter 31, as necessary.

- (4) Enable a veteran to achieve:

- (i) A vocational goal; or
- (ii) An independent living goal.

(Authority: 38 U.S.C. 3104)

(b) *Periods during which evaluation and improvement services may be provided.* Evaluation and improvement services may be provided concurrently, whenever necessary, with a period of rehabilitation services, including:

- (1) Initial evaluation or reevaluation;
- (2) Extended evaluation;
- (3) Rehabilitation to the point of employability;

- (4) A program of independent living services; or

- (5) Employment services, incidental to obtaining or maintaining employment.

(c) *Duration of full-time assistance.* If evaluation and improvement services are furnished on a full-time basis as a preliminary part of the period of rehabilitation to the point of employability, or as the vocational rehabilitation program, the duration of such assistance may not exceed 12 months, except as provided in § 21.74(c).

(Authority: 38 U.S.C. 3105)

(d) *Scope of services.* Evaluation and improvement services include:

- (1) Diagnostic services;
- (2) Personal and work adjustment training;
- (3) Medical care and treatment;
- (4) Independent living services;
- (5) Language training, speech and voice correction, training in ambulation, and one-hand typewriting;
- (6) Orientation, adjustment, mobility and related services; and